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Attorneys for Intervenor-Defendant
Dow AgroSciences LLC

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED FARM WORKERS, AFL-CIO,
et al.,

Plaintiffs,

v.

ADMINISTRATOR,
UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,

Defendant,

DOW AGROSCIENCES LLP

Intervenor.

Case No. C 07-03950 JF

**[PROPOSED] ORDER
GRANTING MOTION BY
INTERVENOR-DEFENDANT
DOW AGROSCIENCES LLC
TO DISMISS**

1 On March 13, 2008, Intervenor-Defendant Dow AgroSciences LLC ("DAS") moved the
2 Court to dismiss the Plaintiffs' Complaint for lack of subject matter jurisdiction under Rules
3 12(b)(1) and 12(h)(3) of the Federal Rules of Civil Procedure. Having considered the Notice of
4 Motion and Motion, the supporting Memorandum of Points and Authorities, all pleadings and
5 papers filed herein, oral argument of counsel, and good cause appearing therefore, the motion by
6 DAS to dismiss is hereby GRANTED.

7 SO ORDERED.

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9 Dated: _____

10 Hon. Jeremy Fogel
United States District Judge
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